

07-27-04



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/828,572	04/21/2004	Steven A. McAuley	1001.1704101

28075  
 CROMPTON, SEAGER & TUFTE, LLC  
 1221 NICOLLET AVENUE  
 SUITE 800  
 MINNEAPOLIS, MN 55403-2420



**CONFIRMATION NO. 5285**  
**FORMALITIES LETTER**



\*OC000000013112923\*

Date Mailed: 06/30/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)***Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

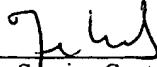
Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

07/28/2004 WABDELR1 00000127 10828572  
 130.00 OP  
 01 FC:1051

*A copy of this notice **MUST** be returned with the reply.*



---

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Steven A. McAuley et al. Confirmation No.: 5285  
Serial No.: 10/828,572 Examiner: Unknown  
Filing Date: April 21, 2004 Group Art Unit: 3763  
Docket No.: 1001.1704101 Customer No.: 28075  
For: TRACTION BALLOON

***TRANSMITTAL SHEET***

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE UNDER 37 C.F.R. § 1.10:** The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Address", having an Express Mail mailing label number of: EV 314494834 US, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 26th day of July 2004.

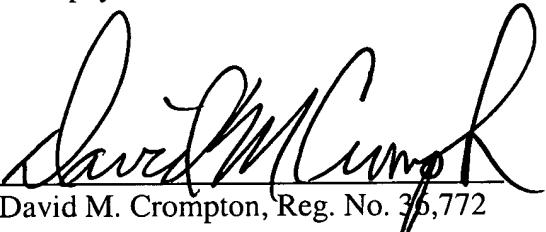
By Kathleen L. Boekley  
Kathleen L. Boekley

We are transmitting herewith the attached:

- Amendment  
 No additional claim fee required  
 The claim fee has been calculated as shown:

CLAIMS AS AMENDED							
	(3)	(4)	(5)	SMALL ENTITY		OTHER	
	REMAINING CLAIMS	HIGHEST PAID	EXTRA	RATE	ADD'L FEE	RATE	ADD'L FEE
TOTAL CLAIMS	-	=		X 9=	\$	X 18=	\$
INDEPENDENT CLAIMS	-	=		X 43=	\$	X 86 =	\$
( ) FIRST MULTIPLE DEPENDENT CLAIM				+ 145 =	\$	+ 290 =	\$
TOTAL				\$		\$	

- [XX] A check in the amount of \$130.00 is enclosed. Itemization:  
Fee Code 1051      \$130.00  
Fee Code \_\_\_\_\_      \$  
Fee Code \_\_\_\_\_      \$
- [ ] Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established.
- [XX] Other: RESPONSE TO NOTICE TO FILE MISSING PARTS, RESPONSE COPY OF NOTICE TO FILE MISSING PARTS OF NON-PROVISIONAL APPLICATION, EXECUTED DECLARATION AND POWER OF ATTORNEY, ATTORNEY RECOGNITION FOR POWER OF ATTORNEY UNDER 37 C.F.R. §1.32(c)(3), INFORMATION DISCLOSURE STATEMENT, FORM PTO-1449, AND 24 CITED NON-U.S. PATENT/PUBLICATION REFERENCES.
- [XX] Return Receipt Postcard (MPEP 503).
- [XXXX] Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By:   
David M. Crompton, Reg. No. 36,772

David M. Crompton  
CROMPTON, SEAGER & TUFTE, LLC  
1221 Nicollet Avenue, Suite 800  
Minneapolis, MN 55403-2420  
Telephone: (612) 677-9050  
Facsimile: (612) 359-9349



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Steven A. McAuley et al. Confirmation No.: 5285  
Serial No.: 10/828,572 Examiner: Unknown  
Filing Date: April 21, 2004 Group Art Unit: 3763  
Docket No.: 1001.1704101 Customer No.: 28075  
For: TRACTION BALLOON

Mail Stop Missing Parts  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

**CERTIFICATE UNDER 37 C.F.R. § 1.10:** The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, "Express Mail Post Office to Address", having an Express Mail mailing label number of: EV 314494834 US, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on this 26th day of July 2004.

By Kathleen L. Boekley  
Kathleen L. Boekley

Dear Sir:

To complete the above-captioned application, please find enclosed the PART 2-COPY TO BE RETURNED WITH RESPONSE" copy of the NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION FILED UNDER 37 CFR 1.53(b) – FILING DATE GRANTED, a Declaration signed by the named inventors, and a check in the amount of \$130 (surcharge). Permission is hereby granted to charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account 50-0413.

Appl. No. 10/828,572

Response dated July 26, 2004

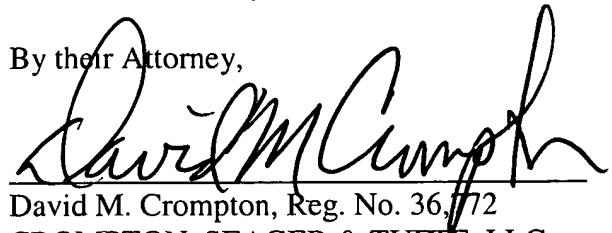
Reply to Notice to File Missing Parts of June 30, 2004

Any inquiry regarding the above-referenced matter may be directed to the undersigned representative.

Respectfully submitted,

Steven A. McAuley et al.

By their Attorney,



David M. Crompton, Reg. No. 36,772  
CROMPTON, SEAGER & TUFTE, LLC  
1221 Nicollet Avenue, Suite 800  
Minneapolis, MN 55403-2420  
Telephone: (612) 677-9050  
Facsimile: (612) 359-9349

Date: 7/26/04